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I hereby Certify that this Correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on May 9, 2001.  
Michelle M. Scordato  
Michelle M. Scordato  
Signature  
May 9, 2001  
Date of Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: DeNies, et al

Serial No.: 09/817,683

Filed: March 26, 2001

For: Device and Method for Network Communication

**LETTER**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Enclosed herewith is an *Oath and Declaration* corresponding to the above referenced patent application.

Also enclosed is a check in the amount of \$130.00 corresponding to the large entity surcharge for late filing of an oath or declaration. If underpayment (or overpayment) has been made, please charge (credit) Deposit Account No. 08-2442.

Respectfully submitted,

HODGSON RUSS LLP

By R. Kent Roberts  
R. Kent Roberts, Reg. No. 40,786

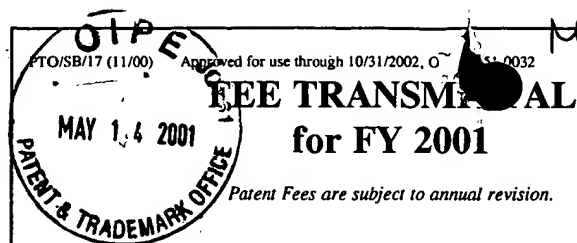
05/16/2001 SZEWDIE1 00000039 09817683

01 FC:105

130.00 DP

One M&T Plaza, Suite 2000  
Buffalo, New York 14203-2391  
(716) 848-1510  
Date: May 9, 2001

BFLODOCS:538076\_1 (BJ6K01)



Application Number	09/817,683 0420
Filing Date	March 26, 2001 5-22-01
First Named Inventor	DeNies, et al
Examiner Name	
Group/Art Unit	
Attorney Docket Number	11983.0082

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

### 3. ADDITIONAL FEES

Deposit Account Number: 08-2442  
Deposit Account Name:  
Hodgson Russ LLP

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
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☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

105	130	205	65	Surcharge - late filing fee or oath	\$ 130
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☐ Applicant claims small entity status. See 37 CFR 1.27.

127	50	227	25	Surcharge - late provisional filing fee or cover sheet	\$
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2. ☒ Payment Enclosed:

☒ Check ☐ Credit Card ☐ Money Order ☐ Other

139	130	139	130	Non-English specification	\$
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### FEE CALCULATION

147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	\$
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#### 1. BASIC FILING FEE

Large Entity Small Entity

112	920*	112	920*	Requesting Publication of SIR prior to Examiner Action	\$
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Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
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113	1,840*	113	1,840*	Requesting Publication of SIR after Examiner Action	\$
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101	710	201	355	Utility filing fee	\$
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115	110	215	55	Extension for reply within first month	\$
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106	320	206	160	Design filing fee	\$
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116	390	216	195	Extension for reply within second month	\$
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107	490	207	245	Plant filing fee	\$
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117	890	217	445	Extension for reply within third month	\$
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108	710	208	355	Reissue filing fee	\$
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118	1,390	218	695	Extension for reply within fourth month	\$
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114	150	214	75	Provisional filing fee	\$
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128	1,890	228	945	Extension for reply within fifth month	\$
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SUBTOTAL (1) \$ 0

119	310	219	155	Notice of Appeal	\$
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#### 2. EXTRA CLAIM FEES

Extra Fee from Claims below

120	310	220	155	Filing a brief in support of an appeal	\$
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Total Claims / / -20\*\* = / / x / / = \$

121	270	221	135	Request for oral hearing	\$
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Independent Claims / / - 3\*\* = / / x / / = \$

138	1,510	138	1,510	Petition to institute a public use proceeding	\$
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Multiple dependent / / x / / = \$

140	110	240	55	Petition to revive - unavoidable	\$
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Large Entity Small Entity

141	1,240	241	620	Petition to revive - unintentional	\$
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Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
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142	1,240	242	620	10 advance copies Utility issue fee (or reissue)	\$
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103	18	203	9	Claims in excess of 20	\$
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143	440	243	220	Design issue fee	\$
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102	80	202	40	Independent claims in excess of 3	\$
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144	600	244	300	Plant issue fee	\$
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104	270	204	135	Multiple dependent claim if not paid	\$
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122	130	122	130	Petitions to the Commissioner	\$
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109	80	209	40	**Reissue independent claims over original patent	\$
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123	50	123	50	Processing fee under 37 CFR 1.17(q)	\$
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110	18	210	9	**Reissue claims in excess of 20 and over original patent	\$
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126	180	126	180	Submission of Information Disclosure Statement	\$
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SUBTOTAL (2) \$ 0

581	40	581	40	Recording each patent assignment per property (times number of properties)	\$
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SIGNATURE: R. Kent Roberts

146	710	246	355	Filing a submission after final rejection(37 CFR 1.129(a))	\$
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R. Kent Roberts Reg. No. 40,786

149	710	249	355	For each add'l invention to be examined(37 CFR 1.129(b))	\$
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DATE: May 9, 2001 Telephone: (716) 848-1510

179	710	279	355	Request For Continued Examination (RCE)	\$
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169	900	169	900	Request for Expedited Examination of a design appln.	\$
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\*Reduced by basic filing fee paid

SUBTOTAL (3) \$ 130